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UNITED STATES PATENT AND TRADEMARK OFFICE

 COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20231
 www.uspto.gov

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-------------------------------|------------------------|
| 09/911,336 | 07/23/2001 | Francisco Valentino Villagran | 7009RDR |

CONFIRMATION NO. 3231

FORMALITIES LETTER



OC000000006380026

 27752
 THE PROCTER & GAMBLE COMPANY
 PATENT DIVISION
 IVORYDALE TECHNICAL CENTER - BOX 474
 5299 SPRING GROVE AVENUE
 CINCINNATI, OH 45217

Date Mailed: 08/03/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

10/01/2001 HVUONG1 00000011 162480 09911336

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130.00 CH

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on September 26, 2001

Erich D. Hemm 47,286
Name of Attorney or Agent Registration No.
Erich D. Hemm
Signature of Attorney or Agent



P&G Case 7009RDR

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of :
FRANCISCO V. VILLAGRAN, et al. :
Serial No. 09/911,336 :
Confirmation No.: 3231 :
Filed: July 23, 2001 :
For: FORTIFIED BEVERAGES WITH IMPROVED TEXTURE AND FLAVOR
IMPACT AT A LOWER DOSAGE OF SOLIDS

COMPLETION OF FILING REQUIREMENTS

Box Missing Parts
Commissioner for Patents
Washington, D.C. 20231
Dear Sir:

[X] This replies to the Notice to File Missing Parts of Application (PTO-1533) mailed August 3, 2001. A copy of the Notice to File Missing Parts of Application-Filing Date Granted (Form PTO-1533) is enclosed.

[X] No declaration or oath was filed. Enclosed is the original declaration or oath for this application.

[] The declaration or oath that was filed was determined to be defective. A new original oath or declaration is attached.

[] This replies to the Notice to File Corrected Application Papers mailed _____. A copy of the Notice to File Corrected Application Papers is enclosed. To complete the informalities noted on the Notice to File Corrected Application Papers, applicant submits herewith:

[] New drawings complying with the size requirements (in compliance with 37 CFR §1.84);

[] Drawings of sufficient quality to readily use the patent application publication as a prior art document;

[] Specification of sufficient quality for optical character recognition (OCR) conversion of image to text;

[] Title and/or Abstract in compliance with 37 C.F.R. §1.72;

[] Sequence listings in compliance with 37 C.F.R. §1.821 *et seq.*

[] Other (please specify). ____.


[X] The Commissioner is hereby authorized to charge payment of the surcharge set forth in 37 CFR §1.16(e) to Deposit Account No. 16-2480. The Commissioner is also hereby authorized to charge payment of any patent application processing fees under 37 C.F.R. §§1.16 and 1.17 associated with this communication or credit any over-payment to Deposit Account No. 16-2480. A duplicate copy of this sheet is attached.

[] The Commissioner is also hereby petitioned under 37 C.F.R. 1.136(a) to grant any extension of time needed for timely response to the Notice to File Missing Parts to preserve the pendency of the above-identified application. The processing fee under 37 C.F.R. §1.136(a) is as follows:

- [] \$110.00 for one-month extension of time;
- [] \$390.00 for two-month extension of time;
- [] \$890.00 for three-month extension of time.

The Commissioner is hereby authorized to make any additional copies of this sheet needed to accomplish the purposes provided for herein and to charge any fee for such copies to Deposit Account No. 16-2480.

Respectfully submitted,

By 
Erich D. Hemm
Attorney for Applicants
Registration No. 47,286
(513) 634-2084

September 26, 2001

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number

**FEE TRANSMITTAL
for FY 2001**

Patent fees are subject to annual revision.

Complete if Known

| | |
|----------------------|-------------------------------|
| Application Number | 09/911,336 |
| Confirmation Number | 3231 |
| Filing Date | July 23, 2001 |
| First Named Inventor | Francisco Valentino Villagran |
| Examiner Name | |
| Group/Art Unit | 1761 |
| Attorney Docket No.. | 7009RDR |

TOTAL AMOUNT OF PAYMENT (\$) 130.00**METHOD OF PAYMENT (check one)**

- 1.
- ☒
- The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number **16-2480**Deposit Account Name **The Procter & Gamble Company**

- ☒
- Charge Any Additional Fee Required Under status. See 37 CFR §127
-
- 37 C.F.R. §§1.16 and 1.17

FEE CALCULATION**1. BASIC FILING FEE – Large Entity**

| Code | (\$) | Fee Description | Fee Paid |
|------|------|------------------------|--------------------------|
| 101 | 710 | Utility filing fee | <input type="checkbox"/> |
| 106 | 320 | Design filing fee | <input type="checkbox"/> |
| 107 | 490 | Plant filing fee | <input type="checkbox"/> |
| 108 | 710 | Reissue filing fee | <input type="checkbox"/> |
| 114 | 150 | Provisional filing fee | <input type="checkbox"/> |

SUBTOTAL (1) (\$) ☐**2. EXTRA CLAIM FEES – Large Entity**

| | Extra Claims | Below Fee | Fee Paid |
|--------------------|--|--------------|-------------|
| Total Claims | <input type="checkbox"/> - 20** = <input type="checkbox"/> x <input type="checkbox"/> = <input type="checkbox"/> | | |
| Independent Claims | <input type="checkbox"/> - 3** = <input type="checkbox"/> x <input type="checkbox"/> = <input type="checkbox"/> | | |
| Multiple Dependent | <input type="checkbox"/> = <input type="checkbox"/> | | |


** or number previously paid, if greater; For Reissues, see below

| Code | (\$) | Fee Description |
|------|------|---|
| 103 | 18 | Claims in excess of 20 |
| 102 | 80 | Independent claims in excess of 3 |
| 104 | 270 | Multiple dependent claim, if not paid |
| 109 | 80 | **Reissue independent claims over original patent |
| 110 | 18 | **Reissue claims in excess of 20 & over original patent |

SUBTOTAL (2) (\$) ☐**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

| Code | (\$) | Fee Description | Fee Paid |
|------|--------|---|-------------------------------------|
| 105 | 130 | Surcharge-late filing fee or oath | <input checked="" type="checkbox"/> |
| 127 | 50 | Surcharge-late provisional filing fee or cover sheet | <input type="checkbox"/> |
| 139 | 130 | Non-English specification | <input type="checkbox"/> |
| 147 | 2,520 | For filing a request for <i>ex parte</i> reexamination | <input type="checkbox"/> |
| 112 | 920* | Requesting publication of SIR prior to Examiner's action | <input type="checkbox"/> |
| 113 | 1,840* | Requesting publication of SIR after Examiner's action | <input type="checkbox"/> |
| 115 | 110 | Extension for reply within 1 st month | <input type="checkbox"/> |
| 116 | 390 | Extension for reply within 2 nd month | <input type="checkbox"/> |
| 117 | 890 | Extension for reply within 3 rd month | <input type="checkbox"/> |
| 118 | 1,390 | Extension for reply within 4 th month | <input type="checkbox"/> |
| 128 | 1,890 | Extension for reply within 5 th month | <input type="checkbox"/> |
| 119 | 310 | Notice of Appeal | <input type="checkbox"/> |
| 120 | 310 | Filing a brief in support of an appeal | <input type="checkbox"/> |
| 121 | 270 | Request for oral hearing | <input type="checkbox"/> |
| 138 | 1,510 | Petition to institute a public use proceeding | <input type="checkbox"/> |
| 140 | 110 | Petition to revive - unavoidable | <input type="checkbox"/> |
| 141 | 1,240 | Petition to revive - unintentional | <input type="checkbox"/> |
| 142 | 1,240 | Utility issue fee (or reissue) | <input type="checkbox"/> |
| 143 | 440 | Design issue fee | <input type="checkbox"/> |
| 144 | 600 | Plant issue fee | <input type="checkbox"/> |
| 122 | 130 | Petitions to the Commissioner | <input type="checkbox"/> |
| 123 | 50 | Petitions related to provisional applications | <input type="checkbox"/> |
| 126 | 180 | Submission of Information Disclosure Statement | <input type="checkbox"/> |
| 146 | 710 | Filing a submission after final rejection (37 CFR § 1.129(a)) | <input type="checkbox"/> |
| 149 | 710 | For each additional invention to be examined (37 CFR §1.129(b)) | <input type="checkbox"/> |
| 179 | 710 | Request for Continued Examination (RCE) | <input type="checkbox"/> |
| 169 | 710 | Request for expedited examination of a design application | <input type="checkbox"/> |
| | | Other fee (specify) _____ | <input type="checkbox"/> |
| | | Other fee (specify) _____ | <input type="checkbox"/> |

* Reduced by Basic Filing Fee Paid **SUBTOTAL(3) (\$)** [130]**SUBMITTED BY****Complete (if applicable)**

| | | | | | |
|-------------------|---|--------------------------------------|--------|-----------|----------------|
| Name (Print/Type) | Erich D. Hemm | Registration No. (Attorney/Agent) | 47,286 | Telephone | (513) 634-2084 |
| Signature |  | | | Date | Sept. 26, 2001 |

WARNING: Information on this form may become public. Credit Card information should not be included on this form. Provide credit card information and authorization on PTO-2038.
Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, D.C. 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, D.C. 20231.